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7 LEVI STRAUSS & CO.

8
9 UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12 LEVI STRAUSS & CO.,

13 Plaintiff,

14 v.

15 THE WET SEAL, INC.,

16 Defendant.
17

Case No. CV 07 5896 RS

**STIPULATION AND [PROPOSED]
ORDER SELECTING ADR
PROCESS**

18 Counsel report that they have met and conferred regarding ADR and have reached the
19 following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:
20

21 The parties agree to participate in the following ADR process:

22 **Court Processes:**

- 23 ☐ Non-binding Arbitration (ADR L.R. 4)
24 ☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
25 ☒ Mediation (ADR L.R. 6)

26 *(Note: Parties who believe that an early settlement conference with a Magistrate Judge is*
27 *appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR*
28 *phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone*
Conference. See Civil Local Rule 16-18 and ADR L.R. 3-5)

1 **Private Process:**

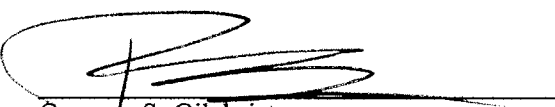
2 ☐ Private ADR (*please identify process and provider*)

3
4 The parties agree to hold the ADR Session by:

5 ☒ The presumptive deadline (*The deadline is 90 days from the date of the order*
6 *referring the case to an ADR process unless otherwise ordered.*)

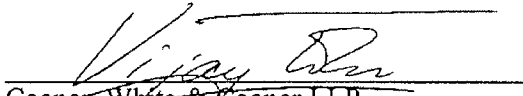
7 ☐ Other requested deadline

8
9 Dated: MARCH 3, 2008


Gregory S. Gilchrist
Gia L. Cincone
Raquel Pacheco
Townsend and Townsend and Crew LLP

Attorneys for Plaintiff
Levi Strauss & Co.

12
13
14 Dated: February 27, 2008


Cooper, White & Cooper LLP

Attorneys for Defendant
The Wet Seal, Inc.

17
18 **[PROPOSED] ORDER**

19 Pursuant to the Stipulation above, the captioned matter is hereby referred to mediation through
20 a court ADR appointed mediator, with a deadline to hold an ADR session within 90 days from the
21 date of this Order.

22 IT IS SO ORDERED:

23
24 Dated: _____, 2008

The Honorable Richard Seeborg
United States Magistrate Judge

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